



PATENT
Customer No. 22,852
Attorney Docket No. 08702.0007.02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Caggiano et al.) Group Art Unit: not yet assigned
Application No.: 10/688,016) Examiner: not yet assigned
Filed: October 15, 2003)
For: EFFECTOR PROTEINS OF)
RAPAMYCIN)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL OF ASSOCIATE POWER OF ATTORNEY

With this transmittal letter, Applicants submit an Associate Power of Attorney form for this application. This Associate Power of Attorney is submitted to correct a recently discovered inadvertent error relating to a Power of Attorney for this application. No change in correspondence address is required.

The current application was filed on October 15, 2003 as a continuation of U.S. Ser. No 09/950,634 (projected to issue as U.S. Pat No. 6,713,607), which is a continuation of U.S. Ser. No. 08/471,112 (now U.S. Pat. No. 6,313,264). In the '112 application, Assignee American Home Products erroneously stated that it was assignee of the entire interest in a paper revoking prior Powers of Attorney and granting a new Power of Attorney on October 27, 1997. This paper was submitted with transmittal of the instant application. Three of five inventors have assigned their rights to American Home Products, now Wyeth. The two remaining inventors gave Power of Attorney to

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American Home Products attorneys. American Home Products' error was made without deceptive intent.

We now provide an associate Power of Attorney, executed by Arnold Milowsky, Reg. No. 35,288, who was granted Power of Attorney by all five inventors in the Declaration and Power of Attorney filed on September 5, 1995 in the parent application, and submitted in this application on January 17, 2002. Mr. Milowsky was also named in the 1997 grant. Both documents are enclosed for your convenience. Therefore, whether or not the October 22, 1997 paper was effective, see MPEP § 402.10, the enclosed Associate Power is valid.

Please grant any extensions of time required to enter this paper and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 25, 2004

By:

Mary K. Ferguson
Mary K. Ferguson
Reg. No. 51,675



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Sir:

ASSOCIATE POWER OF ATTORNEY

I hereby appoint FINNEGAN, HENDERSON, FARABOW, GARRETT &
DUNNER, L.L.P. Customer Number 22,852:

Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr.,
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25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg.
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26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No.
28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No.
28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg.
No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No.
28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No.
29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine,
Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E.
Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348;
Christopher P. Foley, Reg. No. 31,354; Roger D. Taylor, Reg. No. 28,992;
John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth
J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y.

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and the following Wyeth attorneys:

M. Andrea Ryan, Reg. No. 28,469; Christine Bellon, Reg. No. 41,611; Gavin T. Bogle (Limited Recognition Under 37 C.F.R. § 10.9(b)); Diana M. Collazo, Reg. No. 46,635; Elizabeth A. Hurley, Reg. No. 41,859; and Albert R. Ubieta, Reg. No. 43,212 of Wyeth, 87 CambridgePark Drive, Cambridge, Massachusetts 02140, United States of America,

David A. Manspeizer, Reg. No. 37,540; Elizabeth M. Barnhard, Reg. No. 31,088; Alan M. Gordon, Reg. No. 30,637; Gale F. Matthews, Reg. No. 32,269; and Darryl L. Webster, Reg. No. 34,276 of Wyeth, 5 Giralda Farms, Madison, New Jersey 07940, United States of America, and

Rebecca R. Barrett, Reg. No. 35,152; and Michael R. Nagy, Reg. No. 33,432 of Wyeth, P.O. Box 8299, Philadelphia, Pennsylvania 19101, United States of America

as associate attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please send all future correspondence and Office Actions to the following address:

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005-3315
(202) 408-4000

Respectfully submitted,

Dated: Feb. 26, 2004

By: 

Arnold S. Milowsky
Reg. No. 35,288



AHP-93167-3-C3
PATENT

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled EFFECTOR PROTEINS OF RAPAMYCIN, the specification of which

(check one) _____ is attached hereto.

X was filed on June 6, 1995 as
Application Serial No. 08/471,112

and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>
	<u>Yes</u> <u>No</u>
<u>None</u> (Number)	<u>(Country)</u> (Day/Month/Year Filed)

(Number) (Country) (Day/Month/Year Filed)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>08/384,524</u> (Application Serial No.)	<u>February 13, 1995</u> (Filing Date)	<u>Pending</u> (Status - patented, pending, abandoned)
<u>08/312,023</u> (Application Serial No.)	<u>September 26, 1994</u> (Filing Date)	<u>Abandoned</u> (Status - patented, pending, abandoned)
<u>08/207,975</u> (Application Serial No.)	<u>March 8, 1994</u> (Filing Date)	<u>Abandoned</u> (Status - patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Egon E. Berg, Reg. No. 21,117; Ronald W. Alice, Reg. No. 27,609; both of 5 Giralta Farms, Madison, New Jersey, 07940-0874; and Steven R. Eck, Reg. No. 36,126; Richard K. Jackson, Reg. No. 24,348; Arthur G. Seifert, Reg. No. 28,040; George Turnowski, Reg. No. 27,472; Robert Wiser, Reg. No. 24,457, Arnold S. Milowsky, Reg. No. 35,288; all of P.O. Box 8299, Philadelphia, Pennsylvania, 19101; and Robert F. Boswell, Jr., Reg. No. 35,072 of P.O. Box 6609, Richmond, Virginia, 23261.

Address all telephone calls to Steven R. Eck at telephone number (610) 902-2628.

Address all correspondence to Ronald W. Alice, American Home Products Corporation, Five Giralta Farms, Madison New Jersey, 07940-0874.

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Inventor's signature Thomas J. Caggiano 6/19/95
Date

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Citizenship United States of America

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Inventor's signature Yanqiu C. 7/10/95
Date

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Inventor's signature Amedeo A. Failli 6/17/95
Date

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Citizenship Canada

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Inventor's signature Katherine L. Molnar-Kimber 6/19/95
Date

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Citizenship United States of America

Post Office Address Same as Residence

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Inventor's signature Koji Nakanishi 7/7/95
Date

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Citizenship Japan

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